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9 PHOENIX SOLUTIONS, INC.

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UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA
OAKLAND DIVISION

PHOENIX SOLUTIONS, INC., a
California corporation,

Plaintiff,

v.

WELLS FARGO & COMPANY, a
Delaware corporation,

Defendant.

CASE NO. CV08-00863SBA

**NOTICE OF FILING OF
AFFIDAVIT OF PROCESS
SERVICE ON WELLS FARGO &
COMPANY**

Please take notice that Plaintiff, PHOENIX SOLUTIONS, INC., respectfully submits Affidavit of Process Service of the following documents: Complaint For Damages and Injunctive Relief For Infringement Of U.S. Patent Nos. 6,633,846, 6,665,640, 7,050,977 and 7,277,854 under 35 U.S.C. § 271 and Demand For Jury Trial Pursuant To Fed. R. Civ. Proc., Rule 38; Summons; Civil Coversheet; Certification Of Interested Entities Or Persons; Order Setting Initial Case

1 Management Conference; And ADR Deadlines; Standing Order For Civil Practice
2 In Cases Assigned For All Purposes To Magistrate Judge Edward M. Chen; Report
3 On The Filing Or Determination Of An Action Re A Patent Or Trademark; Notice
4 Of Assignment Of Case To A Us Magistrate Judge For Trial; Welcome To The US
5 District Court, San Francisco; US District Court Northern California ECF
6 Registration Information Handout, attached hereto as Exhibit 1, on the defendant
7
8 WELL'S FARGO & COMPANY.

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12 Respectfully submitted,

13 TROJAN LAW OFFICES
14 by

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16 Date: March 3, 2008

17 /s/
18 R. Joseph Trojan
19 Attorney for Plaintiff,
20 PHOENIX SOLUTIONS, INC.
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1 PROOF OF SERVICE
23 I am over the age of 18 years, employed in the County of Los Angeles, and not a
4 party to the above entitled action. My business address is 9250 Wilshire Blvd.,
Suite 325, Beverly Hills, California 90212.

5 On February 12, 2008, I served:

6 **NOTICE OF FILING OF AFFIDAVIT OF PROCESS SERVICE ON**
7 **WELLS FARGO & COMPANY**

8 by transmitting to:

9
10 WELLS FARGO & COMPANY
11 Registered Agent of Service
12 CORPORATION SERVICE COMPANY
13 2711 Centerville Road, Suite 400
14 Wilmington, DE 1980815 [X] BY MAIL: I am readily familiar with the firm's practice of collection and
16 processing correspondence for mailing. Under that practice it would be deposited
17 with the U.S. Postal Service on the same day with postage thereon fully prepaid at
18 Beverly Hills, California, in the ordinary course of business. I am aware that on
the motion of the party served, service is presumed invalid if the postal cancellation
date or postage meter date is more than one day after the date of deposit for mailing
shown on this proof of service.19 [X] FEDERAL: I declare, under penalty of perjury under the laws of the United
20 States that the foregoing is true and that I am employed in the office of a member of
the bar of this Court at whose direction the service was made.21 Executed on March 3, 2008, at Beverly Hills, California.
2223
24 /s/
25 Michiko Speier
26
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EXHIBIT 1

AFFIDAVIT OF PROCESS SERVER

In The United States District Court for the Northern District of California

Phoenix Solutions, Inc., a California corporation
Plaintiff(s)

Case No: CV 08 0863 EMC

v
Wells Fargo & Company
Defendant(s)

I declare that I am a citizen of the United States, over the age of eighteen and not a party to this action. And that within the boundaries of the state where service was effected, I was authorized to perform said service

Service: I served Wells Fargo & Company

With the documents: SEE ATTACHED

I served: Mary Drummond, Managing Agent authorized to accept on behalf of Corporation Service Company, Registered Agent
Service Address: 2711 Centerville Road, Suite 400, Wilmington, DE 19808

Date of Service: February 13, 2008 Time of Service: 2:30 p.m.

Manner of Service: () By personally delivering copies to the person/authorized agent of entity being served.

() By leaving, during office hours, copies at the office of the person/entity being served, leaving same with the person apparently in charge thereof
() By leaving copies at the dwelling house or usual place of abode of the person being served, with a member of the household 18 or older and explaining the general nature of the papers.

() By posting copies in a conspicuous manner to the address of the person/entity being served.

Non-Service: After due search, careful inquiry and diligent attempts at the address(es) listed above, I have been unable to effect process upon the person/entity being served because of the following reason(s):

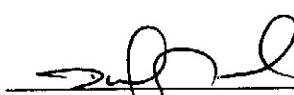
() Unknown at address () Evading () Moved, left no forwarding () Other
() Address does not exist () Service canceled by Litigant () Unable to serve in a timely fashion

Service Attempts: Service was attempted on _____ at _____, _____ at _____,
_____ at _____, _____ at _____, _____ at _____, _____ at _____,

Description: Age: 40's Sex: F Race: B Hgt: 5'6" Wgt: 140 Hair: Brown Glasses: No

I declare under penalty of perjury that the information contained herein is true and correct and this affidavit was executed on:

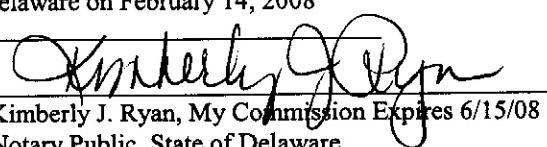
February 14, 2008 at Wilmington, Delaware
Date City State



Daniel Newcomb, Process Server
Delaware Attorney Services
2000 Pennsylvania Avenue, Suite 207
Wilmington, Delaware 19806 (302) 429-0657

Subscribed and Sworn before me, a Notary Public of the State of Delaware on February 14, 2008

Witness My Hand and Official Seal To



Kimberly J. Ryan, My Commission Expires 6/15/08
Notary Public, State of Delaware

KIMBERLY J. RYAN
NOTARY PUBLIC DELAWARE
My Commission Expires June 14, 2008

-Complaint For Damages And Injunctive Relief For Infringement Of U.S. Patent Nos. 6,633,846, 6,665,640, 7,050,977 And 7,277,854 Under 35 U.S.C. § 271 And Demand For Jury Trial Pursuant To Fed. R. Civ. Proc., Rule 38;

-Summons;

-Civil Coversheet;

-Certification Of Interested Entities Or Persons;

-Order Setting Initial Case Management Conference; And ADR Deadlines;

-Standing Order For Civil Practice In Cases Assigned For All Purposes To Magistrate Judge Edward M. Chen;

-Report On The Filing Or Determination Of An Action Re A Patent Or Trademark;

-Notice Of Assignment Of Case To a US Magistrate Judge For Trial;

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